IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW MEXICO

JON IRVIN LEVIN,

Plaintiff,

VS.

No. CIV 05-629 JB/WDS

AIRGAS SOUTHWEST, INC.,

Defendant.

FINAL JUDGMENT

THIS MATTER comes before the Court on Defendant Airgas Southwest, Inc.'s Motion for Summary Judgment to Enforce Contractual Limitation of Liability, filed January 24, 2006 (Doc. 44). The Court, having granted the Defendant's Motion for Summary Judgment, finds that Final Judgment should and will be entered against the Plaintiff and for the Defendant. This Final Judgment thus adjudicates all existing claims and liabilities of the parties.

IT IS HEREBY ORDERED that Final Judgment is entered in favor of the Defendant and against the Plaintiff. This case is **DISMISSED with prejudice**.

UNITED STATES DISTRICT JUDGE

Counsel:

Max Houston Proctor Hobbs, New Mexico

- and -

Michael T. Newell Heidel, Samberson, Newell, Cox & McMahon Lovington, New Mexico

Attorneys for the Plaintiff

Jeffrey M. Croasdell Bryan J. Davis Rodey, Dickason, Sloan, Akin & Robb, P.A. Albuquerque, New Mexico

Attorneys for the Defendant